

AN ACT

relating to the temporary relocation of a residential child-care facility during a declared state of disaster.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 42.048, Human Resources Code, is amended by amending Subsection (e) and adding Subsection (e-4) to read as follows:

(e) A license issued under this chapter is not transferable and applies only to the operator and facility location stated in the license application. Except as provided by Subsections (e-1), (e-2), ~~[and]~~ (e-3), and (e-4), a change in location or ownership automatically revokes a license.

(e-4) To the extent necessary to comply with a state or local order during a declared state of disaster under Chapter 418, Government Code, the commission may authorize a residential child-care facility to temporarily:

(1) relocate to a new location that is not stated in the facility's license application; or

(2) provide care to one or more children at an additional location that is not stated in the facility's license application.

SECTION 2. This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by Section 39, Article III, Texas Constitution. If this

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- 1 Act does not receive the vote necessary for immediate effect, this
- 2 Act takes effect September 1, 2021.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I hereby certify that S.B. No. 863 passed the Senate on March 30, 2021, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

I hereby certify that S.B. No. 863 passed the House on April 30, 2021, by the following vote: Yeas 140, Nays 1, two present not voting.

\_\_\_\_\_  
Chief Clerk of the House

Approved:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Governor